

Application No.: 09/859,659  
Notice of Non-Compliance mailed March 4, 2005

Attorney Docket No.: EMC2-090PUS

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 09/859,659  
Applicant : John K. Walton  
Filed : May 17, 2001  
T.C./A.U. : 2133  
Examiner : Lamarre, Guy J.  
Docket No. : EMC2-090PUS  
Customer No. : 45456

Confirmation No. : 3903

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March 10, 2005  
Date of Signature  
and Transmission

By:

  
Richard M. Sharkansky

**RESPONSE TO NOTICE OF NON-COMPLIANCE**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Notice of Non-Compliance mailed March 4, 2005.

A 14 page response to the Office Action mailed April 30, 2004 was faxed to the United States Patent and Trademark Office on July 21, 2004, copy attached. An Auto-reply of the fax acknowledged receipt of the 14 pages, copy attached.

It is respectfully submitted that this is a proper response to the Notice of Non-Compliance.

In the event that additional information is required please contact the undersigned attorney.

In the event any additional fee is required, please charge such amount to Patent and

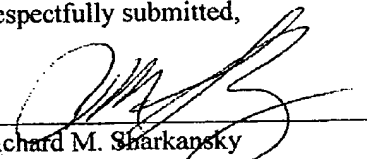
Application No.: 09/859,659  
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Attorney Docket No.: EMC2-090PUS

Trademark Office Deposit Account No. 05-0889.

Respectfully submitted,

Date March 10, 2005

  
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Attorney for Applicant(s)  
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Attachments (2)

8/11/2004 10:15 AM PAGE 1/001 FAX SERVER  
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EMC2-090PLUS

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|--|------------------|-----------------------------------|-----------|
| USPTO  | 8/11/2004        | Richard M Sharkansky              | Page 1/14 |
| Application No.: 09/859,659  |                  | Attorney Docket No.: EMC2-090PLUS |           |
| Reply to Office Action of April 30, 2004   |                  |                                   |           |
| <b>PATENT</b>  |                  |                                   |           |
| <b>IN THE UNITED STATES PATENT AND TRADEMARK OFFICE</b>  |                  |                                   |           |
| Appl. No. :  | 09/859,659       | Confirmation No. :                | 3903      |
| Applicant :  | John K. Walton   |                                   |           |
| Filed :  | May 17, 2001     |                                   |           |
| T.C./A.U. :  | 2133             |                                   |           |
| Reinventor :   | Lawrence, Guy J. |                                   |           |
| Docket No. :   | EMC2-090PLUS     |                                   |           |
| Customer No. :   | 45456            |                                   |           |
| <b>Certificate of Examination (T.C.P.R. 1.10)</b>  |                  |                                   |           |
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| 7-21-04  |                  | Richard M. Sharkansky             |           |
| Date of Signature  |                  | Signature                         |           |
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| <b>RESPONSE</b>  |                  |                                   |           |
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| 1  |                  |                                   |           |

Application No.: 09/859,659  
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PATENT

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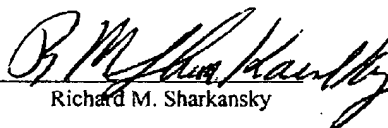
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**Amendments to the Claims** are reflected in the listing of claims that begins on page 3 of this paper.

**Remarks/Arguments** begin on page 11 of this paper.